

**CITY COUNCIL
MINUTES
MONDAY, AUGUST 18, 2003
WEST HOLLYWOOD PARK AUDITORIUM**

CALL TO ORDER: The meeting was called to order at 6:52 PM.

PLEDGE OF ALLEGIANCE: Pam Cooke led the pledge.

ROLL CALL: PRESENT: Councilmember Guarriello, Heilman, Land, Mayor Pro Tempore Duran and Mayor Prang.

ABSENT: NONE.

ALSO PRESENT: City Manager Paul Arevalo, City Attorney Mike Jenkins, City Clerk Tom West and Acting Assistant City Clerk Gwen Peirce.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins stated that Closed Session convened at 6:00 PM. He stated that the Closed Session recessed at 6:40 PM with no reportable action taken.

APPROVAL OF AGENDA:

Mayor Prang requested that Item 2.I. be moved to Excluded Consent.

Staff requested that Item 6.A. be moved to Unfinished Business in conjunction with Item 4.C.

Councilmember Heilman requested that Item 2.J. be moved to Excluded Consent.

Mayor Pro Tempore Duran noted his Abstention on Item 2.S.

Councilmember Heilman requested that the meeting be adjourned in the memory of Sibyl Zaden's mother and the victims of a tragic traffic accident which recently occurred in West Hollywood.

Mayor Prang requested that the meeting be adjourned in the memory of Jay S. Aranow, father of Dr. Aaron Aranow and Edna Wilcox, mother of Sue Wilcox and Willa Mae Poston, sister of Maxine Waters.

ACTION: Moved by Councilmember Guarriello and seconded by Councilmember Land and unanimously carried to approve the August 18, 2003 agenda as amended.

PRESENTATIONS:

Councilmember Land presented a commendation to former Planning Commission member, Bradford Crowe.

Councilmember Land presented a commendation to Wendy Krueger, who recently resigned from the Women's Advisory Board.

Councilmember Guarriello presented a commendation to former Planning Commission member Brad Torgan.

Mayor Prang presented a commendation to David Gold, who recently resigned from the Transportation Commission member.

Mayor Prang presented a commendation to Pam Cooke for her service in the Stonewall Democratic Club.

Mayor Prang presented a commendation to Shirley Franta, a local photographer who photographs residents and visitors of West Hollywood.

Mayor Prang presented a commendation to Greg Bradford from Fatburger and Ralphs, for their contribution to the West Hollywood Fourth of July Good Neighbors Celebration.

1. PUBLIC COMMENT:

ALLEN BREIMAN, WEST HOLLYWOOD, spoke regarding 3-hour parking signs at Plummer Park Community Center, which inconveniences individuals who take 4-hour classes at the Community Center.

WARREN MILLER, WEST HOLLYWOOD, spoke regarding the loss of rental units to condominium developments in the City of West Hollywood.

DAN BERKOWITZ, WEST HOLLYWOOD, spoke in support of Item 2.S., the Co-sponsorship of the Tom of Finland Foundation Erotic Art Fair.

JAMES FUHRMAN, WEST HOLLYWOOD, spoke regarding expenditures of City employees.

DONALD DELUCCIO, WEST HOLLYWOOD, spoke regarding an upcoming event of the West Hollywood Democratic Club. He also commended Brad Torgan and Pam Cooke.

YOLA DORE, WEST HOLLYWOOD, spoke regarding transportation issues.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding the recall election of Governor Gray Davis and issues regarding President Bush.

ALAN WEBER, WEST HOLLYWOOD, spoke regarding Items 4.C. and 6.A., the reconfiguration of the Boards and Commissions.

ANNY SEMONCO, WEST HOLLYWOOD, spoke regarding the Taxicab RFPs, and suggested that taxi companies should be required to provide 10% disabled vehicles.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello announced the upcoming Hazardous Waste Round-up. He also spoke regarding a rental rebate that the State of California will provide to low income seniors and disabled.

Councilmember Land commended staff and participants of National Night Out. She also directed the City Manager to request the Sister City Committee to provide Council with an update.

Councilmember Heilman directed the City Manager to work with Parking staff and Plummer Park staff to investigate a solution to accommodate parking for individuals taking classes at Plummer Park longer than three hours.

Mayor Pro Tempore Duran announced that Governor Gray Davis is planning on signing the Domestic Partnership Senate bill. He stated that there will be a public forum on September 16th to provide information on the Domestic Partnership bill and its potential ramifications. He spoke in opposition to Proposition 54, the Racial Privacy Initiative, which will be on the October 7 ballot and its difference from Affirmative Action.

Mayor Prang announced a recently adopted State law for non-discrimination of Transgendered individuals. He also announced an event at the Pacific Design Center in commemoration of the two-year anniversary of September 11th. He also announced an award to Anil Gandhi, Director of Finance, from the Government Finance Officers Administration.

CITY MANAGER'S REPORT:

City Manager Arevalo provided an update of the Streamlining Task Force for streamlining the City's permit process. He also provided an update on the State budget and its potential impact on the City of West Hollywood.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact for the Consent Calendar is \$230,000 in expenditures and \$2,200 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,F.,G., H.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T.,U. **Motion by Councilmember Land, seconded by Councilmember Heilman and unanimously carried with Mayor Pro Tempore Duran noting his ABSTENTION on Item 2.S.**

2.A. POSTING OF AGENDA:

ACTION: Receive and file. **Approved as part of the Consent Calendar.**

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of July 21, 2003. **Approved as part of the Consent Calendar.**

- 2.C. DEMAND REGISTER NO. 488, RESOLUTION NO. 03-2940 AND DEMAND REGISTER NO. 489, RESOLUTION NO. 03-2941:**
ACTION: 1) Approve Demand Register No. 488 and adopt Resolution No. 03-2940, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 488;" and 2) Approve Demand Register No. 489 and adopt Resolution No. 03-2941, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 489." **Approved as part of the Consent Calendar.**
- 2.D. TREASURER'S REPORT FOR JUNE 2003:**
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.E. CLAIMS ADMINISTRATION:**
ACTION: Deny the claims of Rachel McKinley and Peter Vidal and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**
- 2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.G. RESIGNATION OF THOMAS JONES FROM THE PUBLIC FACILITIES COMMISSION AND DAVID GOLD AND RYAN LEADERMAN FROM THE TRANSPORTATION COMMISSION:**
ACTION: Accept with regret the resignations of Thomas Jones from the Public Facilities Commission and David Gold and Ryan Leaderman from the Transportation Commission. **Approved as part of the Consent Calendar.**
- 2.H. APPROVAL OF PROFESSIONAL SERVICES AGREEMENTS WITH CONSULTANTS TO PREPARE TRAFFIC IMPACT ANALYSES (T.I.A.'s) AND TRANSPORTATION RELATED STUDIES:**
ACTION: 1) Authorize the City Manager to enter into professional services agreements with Nelson/Nygaard, Transolutions, Steve Garland Assoc., HDR Engineering, Lindscott Law & Greenspan, Korve Engineering, Kaku Associates, LSA Associates, Meyer, Mohaddes Associates, and the Mobility Group on an as needed basis to perform Traffic Impact Analysis for development projects and other related studies. The amount of any individual contract shall not exceed the amount of the deposit received from a developer to perform the necessary study; and 2) Authorize the City Manager to execute the agreements. **Approved as part of the Consent Calendar.**
- 2.I. TAXICAB FRANCHISE REQUEST FOR PROPOSAL (RFP):**
ACTION: Moved to Excluded Consent.

- 2.J. REQUEST FOR PROPOSALS FOR 2004 ART ON THE OUTSIDE PROGRAM:**
ACTION: Moved to Excluded Consent.
- 2.K. AIDS WALK 2003:**
ACTION: 1) Close West Hollywood Park from NOON Friday, October 17th to 6:00 p.m. Sunday October 19, 2003; 2) Approve all street closures contained in the background analysis; and 3) Authorize the waiver of all City of West Hollywood special event fees for this event. **Approved as part of the Consent Calendar.**
- 2.L. APPROVAL OF TWO-YEAR CONTRACT FOR HALLOWEEN CARNAVAL EVENT:**
ACTION: 1) Authorize the City Manager to enter into a two-year contract between the City and Showtrends Inc. in an amount not to exceed \$130,000 per-year; and 2) Authorize additional expenses on this contract, up to a ten percent (\$13,000), contingent upon any additional expenditure for this vendor being offset through revenue. **Approved as part of the Consent Calendar.**
- 2.M. APPROVAL OF CONTRACT RENEWAL WITH LANGNER SECURITY SERVICES, INC. FOR CITY HALL SECURITY SERVICES:**
ACTION: 1) Approve an agreement with Langner Security, Inc. in an amount not-to-exceed \$36,000 for City Hall security services and authorize the City Manager to sign contract; and 2) Authorize the City Manager to extend this contract for up to two years without returning to City Council for approval. **Approved as part of the Consent Calendar.**
- 2.N. RECEIVE AND FILE THE SUMMARY OF THE GENERAL PLAN UPDATE PHASE I AND DIRECT STAFF TO PURSUE INTERIM PROJECTS:**
ACTION: 1) Receive and file the summary for the General Plan Update Phase I; and 2) Direct Staff to research and develop a set of implementation strategies for mixed-use development, "green" building, and increasing public parking opportunities throughout the City. **Approved as part of the Consent Calendar.**
- 2.O. A PROPOSED RESOLUTION AMENDING THE AFFORDABLE HOUSING SCHEDULE FOR THE INCLUSIONARY HOUSING PROGRAM:**
ACTION: Adopt Resolution No. 03-2942, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE AFFORDABLE HOUSING SCHEDULES FOR THE INCLUSIONARY HOUSING PROGRAM." **Approved as part of the Consent Calendar.**

- 2.P. APPROVAL OF A JOINT EXERCISE OF POWERS AGREEMENT TO ESTABLISH THE WEST HOLLYWOOD PUBLIC FINANCING AUTHORITY:**
ACTION: 1) Adopt Resolution No. 03-2943, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE EXECUTION OF A JOINT EXERCISE OF POWERS AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION ESTABLISHING THE WEST HOLLYWOOD PUBLIC FINANCING AUTHORITY;" and 2) Authorize the Mayor to execute the Joint Exercise of Powers Agreement with the West Hollywood Community Development Commission. **Approved as part of the Consent Calendar.**
- 2.Q. A PROPOSED RESOLUTION SUPPORTING SB 196 (KUEHL) A BILL AMENDING MEMBERSHIP TO THE REGIONAL WATER QUALITY CONTROL BOARD:**
ACTION: 1) Adopt Resolution No. 03-2944, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING SB196 (KUEHL) A BILL TO MODIFY THE MEMBERSHIP OF REGIONAL WATER QUALITY CONTROL BOARDS TO SPECIFY THAT THE INDIVIDUALS REPRESENTING CITIES AND COUNTIES HAVE TO BE CITY COUNCIL MEMBERS OR MAYORS, AND COUNTY SUPERVISORS, AND NOT MERELY "ASSOCIATED WITH" MUNICIPAL OR COUNTY GOVERNMENT;" and 2) Send copies of the resolution to the appropriate representatives and committees. **Approved as part of the Consent Calendar.**
- 2.R. SPONSORSHIP OF EQUALITY CALIFORNIA'S (EqCA) PUBLIC FORUM ON DOMESTIC PARTNERSHIPS AND THE IMPLICATIONS OF AB 205 (GOLBERG):**
ACTION: 1) Approve a sponsorship of Equality California's public forum on domestic partnerships and newly enacted legislation involving such partnerships. As part of this sponsorship, Council authorizes Equality California to use City logo and name in advertising and promotional materials; 2) Waive fees related to the use of West Hollywood Park Auditorium; and 3) Direct Public Information staff to make arrangements so the event can be broadcast on West Hollywood City Channel. **Approved as part of the Consent Calendar.**
- 2.S. CO-SPONSORSHIP OF 9TH ANNUAL TOM OF FINLAND FOUNDATION EROTIC ART WEEKEND, OCT. 10-12, 2003:**
ACTION: Approve City co-sponsorship for 9th Annual Tom of Finland Foundation Erotic Art Weekend, to be held Oct. 10-12, 2003. **Approved as part of the Consent Calendar with Mayor Pro Tempore Duran noting his ABSTENTION.**

2.T. A RESOLUTION IN SUPPORT OF S 139 (LIEBERMAN/McCAIN), THE CLIMATE STEWARDSHIP ACT OF 2003:

ACTION: 1) Adopt Resolution 03-2945, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF S 139 (McCAIN/LIEBERMAN), THE CLIMATE STEWARDSHIP ACT OF 2003;" and 2) Send copies of signed resolution to appropriate parties.
Approved as part of the Consent Calendar.

2.U. A RESOLUTION IN SUPPORT OF THE 'IMMIGRANT WORKERS FREEDOM RIDE' OF SEPTEMBER 20 – OCTOBER 4, 2003:

ACTION: 1) Adopt Resolution 03-2946, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE IMMIGRANT WORKERS FREEDOM RIDE OF SEPTEMBER 20 – OCTOBER 4, 2003;" and 2) Send copies of signed resolution to appropriate parties. **Approved as part of the Consent Calendar.**

THE CITY COUNCIL WILL RECESS AND RECONVENE AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION: 7:55 PM

The West Hollywood Community Development Commission adopted the minutes of June 23, 2003, and approved a Joint Exercise of Powers Agreement to establish the West Hollywood Public Financing Authority. The actions are more fully described in the West Hollywood Community Development Commission minutes.

THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION WILL RECESS AND RECONVENE AS THE CITY COUNCIL: 8:00 PM

3. PUBLIC HEARINGS:

3.A. CONTINUED ITEM – APPEAL OF THE PLANNING COMMISSION'S DENIAL OF BILLBOARD PERMIT 02-02 AND VARIANCE 02-07, TO PERMIT AN EXISTING BILLBOARD AT 8600 SUNSET BOULEVARD TO BE RELOCATED AND RAISED APPROXIMATELY 10 FEET IN OVERALL HEIGHT:

Mayor Prang stated that the item was noticed as required by law.

CJ Amstrup, Senior Planner, provided background information as outlined in the staff report dated August 18, 2003.

Mayor Prang opened the public hearing and the following speakers came forward:

DAVID SEYDE, APPLICANT, spoke in support of raising the billboard in order to increase visibility. He stated that the sign is now being obstructed by nearby construction.

BRIAN KENNEDY, SHERMAN OAKS, APPLICANT, spoke in support of raising the billboard. He stated that he believes that the sign would not

need to be raised 10 feet, it would not move on to any other property and it would be virtually unnoticed.

RICHARD ACKERMAN, MALIBU, spoke in support of raising the billboard.

KEITH STEPHENS, LOS ANGELES, spoke in support of raising the billboard.

DAVID SEYDE, APPLICANT, spoke regarding setting the precedent.

Mayor Prang closed the public hearing.

Councilmember Land spoke regarding the difference between her interpretation and staff's interpretation of the Sunset Specific Plan. She also spoke in response to the Public Comment regarding a special interest. She spoke in support of partially accepting the variance.

Councilmember Heilman spoke regarding the interpretation of the Sunset Specific Plan. He also stated that he is concerned that this is precedent setting. He spoke in support of granting the appeal because the Applicant was assured that this sign would not be blocked by the Sunset Millennium project during the development of that project.

Councilmember Guarriello spoke in support of granting the appeal in part.

Mayor Pro Tempore Duran spoke in support of granting the appeal in part.

Mayor Prang spoke in support of granting the appeal in part.

ACTION: Motion by Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried to grant the appeal in part by allowing the height of the billboard to be raised 6 feet and to relocate the billboard closer to Sunset Boulevard as requested in appeal.

3.B. PROPOSED RESOLUTION CERTIFYING COMPLIANCE WITH LOS ANGELES COUNTY TRANSPORTATION COMMISSION CONGESTION MANAGEMENT PROGRAM:

Mayor Prang stated that the item was noticed as required by law.

Dennis Woods, Associate Transportation Planner, provided background information as outlined in the staff report dated August 18, 2003.

Mayor Prang opened the public hearing and the following speakers came forward:

RIC RICKLES, WEST HOLLYWOOD, spoke regarding the lack of seniors and disabled citizens' input in transportation issues.

Mayor Prang closed the public hearing.

ACTION: Adopt Resolution No. 03-2947, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FINDING THE CITY TO BE IN COMPLIANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL IMPLEMENTATION REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089." **Motion by Councilmember Land, seconded by Councilmember Guarriello and unanimously carried with further direction to Transportation staff to work with the Senior Advisory Board on bringing forth their issues.**

3.C. PROPOSED CHANGES TO FEE RESOLUTION FOR FY 2003-2004:

Mayor Prang stated that the item was noticed as required by law.

Terri Slimmer, Transportation Manager, provided background information as outlined in the staff report dated August 18, 2003.

Mayor Prang opened the public hearing and the following speakers came forward:

RIC RICKLES, WEST HOLLYWOOD, spoke in support of the changes to the fee resolution.

JERIES QONSUL, LOS ANGELES, LOS ANGELES CHECKER CAB, spoke in opposition to the increases to the fee resolution because the fees are required to be paid by the drivers.

NETTABAI AHMED, SANTA MONICA, INDEPENDENT CAB CO., spoke in opposition to the increases to the fee resolution.

BORIS ROSMAN, LOS ANGELES, spoke in opposition to the increases to the fee resolution.

KEN SPIKER, HUNTINGTON BEACH, spoke in opposition to the increases to the fee resolution.

DAVID GROSS, WEST HOLLYWOOD, spoke in opposition to the increases to the fee resolution.

SCHMUEL SCHMUEL, WEST HOLLYWOOD, spoke in opposition to the increases to the fee resolution.

DARI AHMADI, LOS ANGELES, spoke in opposition to the increases to

the fee resolution and stated that the increase would eventually trickle down to the public.

Mayor Prang closed the public hearing.

Mayor Pro Tempore Duran spoke in support of the change in the fee resolution.

Councilmember Guarriello spoke in support of the change in the fee resolution.

Councilmember Land spoke in support of the change in the fee resolution although it is a large increase and it has caught the taxicab companies off guard.

Councilmember Heilman stated that the increase is a substantial increase and the franchise fee should be an all-inclusive fee that includes the inspection fee.

ACTION: Authorize the implementation of the revised fees for Transportation services effective August 29, 2003; and 2) Adopt Resolution No. 03-2949, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REVISING FEES AND CHARGES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF WEST HOLLYWOOD AND AMENDING RESOLUTION NO. 03-2925." **Motion by Councilmember Heilman, seconded by Councilmember Guarriello and carried with Mayor Pro Tempore Duran voting NO to accept the proposed fee changes with the revision of the franchise fees for taxicab services to \$800 from the proposed \$1000.**

COUNCIL RECESSED AT 9:00 PM AND RECONVENED AT 9:10 PM.

4. UNFINISHED BUSINESS:

4.A. SET DATE FOR CITY COUNCIL STUDY SESSION REGARDING TECHNOLOGY IN COUNCIL OFFICES:

City Manager Arevalo provided background information as outlined in the staff report dated August 18, 2003.

Councilmember Heilman stated that in addition to technology training and discussing policy decisions, Council can also potentially discuss using technology to more broadly serve the community.

ACTION: Carried by consensus of the Council that each Council office will schedule individual training sessions with staff; and staff will bring back a study session item once all Council offices have met with staff.

4.B. TRAFFIC RESTRICTION ON DELONGPRE AVENUE:

City Manager Arevalo, Buddy Goldman, Sheriff's Department, and Richard Odenthal, Public Safety Administrator, provided background information as outlined in the staff report dated August 18, 2003.

JOHN BOUCHER, WEST HOLLYWOOD, spoke in opposition and stated that all affected residents should be petitioned and information should be disseminated to the affected residents before DeLongpre is closed.

CATHERINE THULIN, WEST HOLLYWOOD, spoke in support of the closure of DeLongpre because of the traffic problems on the street.

DAVID GROSS, WEST HOLLYWOOD, spoke in support of the closure of DeLongpre because of traffic and parking problems on the street.

TERI GUSTAFSON, WEST HOLLYWOOD, spoke in support of the closure of DeLongpre.

Councilmember Land spoke in support of working to ensure that the street closure process works in the future to make sure that all affected residents are properly notified.

Mayor Pro Tempore Duran spoke in support of the current process and stated that a petition process would not be appropriate in this situation. He stated that any closures over 30 days should include review by the Council.

Councilmember Heilman spoke in opposition to the current process. He stated that in instances where there is a semi-permanent closure, that the affected neighborhood should be informed. He stated that there should be a more formal process where residents are notified that Council will be discussing the item in a public hearing. He stated that staff should still be allowed to experiment on a temporary basis, but Council should be consulted on more permanent closures.

Councilmember Guarriello stated that he has not heard any complaints from the neighborhood.

ACTION: Receive and file. **Moved by consensus of the Council with additional direction that staff will return to Council if staff recommends semi-permanent closures.**

4.C. DISCUSSION OF ADVISORY BOARDS:

Vivian Love, Director of Administrative Services, provided background information as outlined in the staff report dated August 18, 2003.

RIC RICKLES, WEST HOLLYWOOD, spoke in support of the resolution except for the reduction of the membership of the Senior Advisory Board.

Councilmember Land spoke regarding the discussion at the Council study session about conducting an annual congress of all Commissions and advisory boards. She also suggested standardizing the amount of meetings the advisory boards meet. She would also like to increase the Disabilities Advisory Board to eleven.

Mayor Prang spoke in support of decreasing the number of the advisory boards to nine rather than eleven.

Mayor Pro Tempore Duran spoke in support of keeping the number of meetings flexible.

ACTION: Adopt Resolution No. 03-2948, " A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REGARDING THE ORGANIZATION OF CITY ADVISORY BOARDS" **Motion by Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried with the following revisions to the resolution:**

- **Size of Advisory Boards will become standardized to eleven members, with the exception of Disabilities Advisory Board at nine members and the Lesbian and Gay Advisory Board at twelve members. The Senior Advisory Board will reduce to eleven members by attrition.**
- **Each member will be allowed three absences, for any reason, in a twelve-month period.**
- **Add participation of each member in an annual congress and/or other training programs for Boards and Commissions.**

THE FOLLOWING ITEM WAS HEARD OUT OF ORDER OF THE AGENDA:

6.A. INTRODUCTION OF ORDINANCE REGARDING COMMISSIONS:

City Attorney Jenkins provided background information as outlined in the staff report dated August 18, 2003.

INA BLISS, WEST HOLLYWOOD, spoke regarding expanding and reconfiguring the Rent Stabilization Commission.

Councilmember Heilman expressed his concern in changing the members of the Historic Preservation Commission and Fine Arts Commission.

Councilmember Land spoke in support of the proposed 5+2 membership.

Mayor Prang spoke in support of renaming the Cultural Affairs Commission to the Arts and Cultural Affairs Commission.

ACTION: Modify Ordinance No. 03-663, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING CITY COMMISSIONS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Motion by Mayor Pro Tempore Duran, seconded by Councilmember Land and unanimously carried to give direction to the City Attorney to revise the ordinance with noted changes and to bring back the ordinance to the Council at the September 2, 2003 Council meeting for introduction with the following revisions to the ordinance:**

- **Planning and Rent Stabilization Commission will meet at least once a month; all other commissions will meet no more than once per month;**
- **A commission member may be removed by majority of the Council;**
- **For Commissions that meet once per month, a commission member may not have more than 3 absences per year for any reason in a twelve month period;**
- **In Human Services Commission, add "and Leisure" to Recreation;**
- **Change the Fine Arts Commission to the Arts & Cultural Affairs Commission;**
- **Commission members must be residents or hold significant interest, except Planning, Public Safety and Rent Stabilization, which must be all residents.**

4.D. COMMISSION AND ADVISORY BOARD APPOINTMENTS AND REAPPOINTMENTS:

City Clerk West provided background information as outlined in the staff report dated August 18, 2003.

ACTION: Make new appointments or re-appointments to the following Commissions: 1) Make direct appointments to various City Commissions: Councilmember Heilman (Business License Commission), Councilmember Land (Transportation Commission) and Mayor Prang (Transportation Commission); 2) Call for nominations for the at-large appointments for the following Commissions: Cultural Heritage Commission, Fine Arts Commission; and 3) Call for Nominations for the at-large appointments for the following Advisory Boards: Disabilities Advisory Board, Lesbian and Gay Advisory Board, Russian Advisory Board and Women's Advisory Board. **Carried by concurrence of the Council.**

Councilmember Heilman:

Business License Commission: **TABLED TO 09/02/03 MEETING**

Councilmember Land:

Transportation Commission: **TABLED TO 09/02/03 MEETING**

Mayor Prang:

Transportation Commission: **BRADLY TORGAN**

At-Large Appointments:

Cultural Heritage Commission: **TABLED TO 09/02/03 MEETING**

Fine Arts Commission: **TABLED TO 09/02/03 MEETING**

Disabilities Advisory Board: **ANN SEMONCO
YOLA DORE
JOEL RING
SUZANNE DIETRICH
NORMAN CHERNER
CHARLES HENRY
JOSEPH VonTEICHERT
DEBRA CHODASH**

Lesbian and Gay Advisory Board: **WILLIAM GORDON
SAM LUCAS
SUSAN SEXTON
NADIA SUTTON
JIMMY PALMIERI
KAREN QUIMBY**

Russian Advisory Board: **TABLED TO 09/02/03 MEETING**

Women's Advisory Board: **MARY O'GORMAN
LYNDIA LOWY
SARA MICHELLE MYERS
MARCY NORTON
RAE MITCHELL
SANDI MARGOLIS
JANET CHAPMAN
HEIDI SCHRODER
JUDY LUBIN
JERRIE HESLOV
JUDITH RESSEL**

THE FOLLOWING ITEM WAS HEARD OUT OF ORDER OF THE AGENDA:

2.I. TAXICAB FRANCHISE REQUEST FOR PROPOSAL (RFP):

Toya Brown, Transit and Taxi Specialist, provided background information as outlined in the staff report dated August 18, 2003.

JERIES QONSUL, LOS ANGELES, spoke in support of some aspects of staff's recommendation, including requiring 10% disabled access vans.

JOEL RING, WEST HOLLYWOOD, spoke in support of more than 10% disabled access vehicles.

YOLA DORE, WEST HOLLYWOOD, spoke in support of increased taxicab service for disabled and the elderly.

CHUCK JELLOIAN, CHATSWORTH, spoke in support of the RFP.

MICHAEL CALAN, BURBANK, spoke in support of the RFP.

DAVID COBB, LOS ANGELES, spoke in support of the disabled access vehicles. He spoke in opposition to the second tier of the scoring system.

Mayor Pro Tempore Duran spoke regarding taxicab drivers not following the West Hollywood ordinance of charging a flat fee of \$25 for airport rides. He expressed his concern that incumbent taxicab companies are becoming lackadaisical in their service. He spoke in support of going forward with the RFP and then hold off the allocation until further review. He spoke in opposition to granting incumbency to existing cab companies who may not provide adequate service to the residents of West Hollywood.

Mayor Prang spoke in opposition to the RFP and stated that the evaluation and allocation criteria are very confusing and complicated. He spoke in support of having all of the companies judged by the same system.

ACTION: Authorize staff to utilize the recommended evaluation and allocation criteria identified in the Taxicab Franchise Request for Proposal (RFP) for the operation of franchised taxicab service in the City of West Hollywood. **Motion by Councilmember Heilman, seconded by Councilmember Land and carried on a ROLL CALL VOTE with the modification to add the flexibility that if they are considered superior, the highest ranked respondent may request the entire additional 109 licenses; the Council selection process should be blind; and no bidding companies are allowed to meet with Council. Mayor Prang and Mayor Pro Tempore Duran voted NO.**

5. NEW BUSINESS:

5.A. COMMEMORATION OF THE 20TH ANNIVERSARY OF THE CITY OF WEST HOLLYWOOD:

Hernan Molina, Council Deputy, provided background information as outlined in the staff report dated August 18, 2003.

RIC RICKLES, WEST HOLLYWOOD, spoke in support of a 20th Anniversary event, but expressed his concern that the disabled and senior communities are not included in the planning process.

HILARY SELVIN, LOS ANGELES, spoke in support of a 20th Anniversary event.

Councilmember Land suggested including one member of each advisory board in the planning committee. She expressed her concern in setting up a committee before Council discusses the direction of the event.

Councilmember Guarriello spoke regarding the importance of involving the local businesses.

Councilmember Heilman suggested Special Events Staff and Helen Goss to make preliminary planning work and bring back to Council before a committee is assigned.

Mayor Pro Tempore Duran requested direction for the possibility of including the 20th Anniversary with the various events during the year.

Councilmember Land spoke in support of using November 2004 – November 2005 as the Anniversary year.

ACTION: Approve November 2004 – November 2005 as the period for the commemorative events to be held; Direct Special Events and Public Information Staff to make preliminary planning work and bring back to Council. Motion by consensus of the Council.

5.B. REVIEW OF ZONING ORDINANCE RELATIVE TO MIXED USE DEVELOPMENT:

Jose Carrillo, Council Deputy and Lisa Marie Belsanti, Council Deputy, provided background information as outlined in the staff report dated August 18, 2003.

RIC RICKLES, WEST HOLLYWOOD, spoke in support of Mixed Use.

HILARY SELVIN, LOS ANGELES, spoke in support of Mixed Use and ensuring that the Zoning Code will be amended to accommodate Mixed Use.

Councilmember Heilman spoke in opposition to the item because there is a general plan review in the process. He spoke in support of directing staff to initiate these discussions and bring back to Council.

Mayor Pro Tempore Duran spoke in opposition to forming a task force. He spoke in support of moving forward with the changes in the ordinance.

Councilmember Land stated that this item complements the General Plan and allows staff to determine how to make it happen.

ACTION: Direct Planning staff, in cooperation with other relevant City departments, to: 1) Assemble a specific mixed-use task force of planners, developers, business persons, community members, architects, urban designers, landscape designers, relevant commissioners (Planning & Transportation), representatives of the West Hollywood Housing Corporation, affordable, and Council Members; and 2) The Mixed Use Task Force will: a) Discuss the future of mixed-use development in the City; b) Determine the desirability of mixed use and its use as a tool to enhance West Hollywood commercial streets, increase housing stock, increase parking opportunities, and spur economic development; c) Address impact related issues (such as existing billboards, rooftop relay stations, noise buffering, privacy concerns, etc.) on mixed-use development; d) Review the Zoning Ordinance relative to mixed-use development, identify impediments, and identify incentives and standards to promote mixed-use development; e) Ensure compliance with the City's Housing Element, General Plan, and Vision 2020 Strategic Plan. **Motion by Mayor Prang, seconded by Councilmember Land and carried on a ROLL CALL VOTE. Councilmember Heilman and Mayor Pro Tempore Duran voted NO.**

EXCLUDED CONSENT CALENDAR:

2.J. REQUEST FOR PROPOSALS FOR 2004 ART ON THE OUTSIDE PROGRAM:

Alison Maxwell, Development Specialist, provided background information as outlined in the staff report dated August 18, 2003.

JON BAILEY, WEST HOLLYWOOD, spoke in support of the RFP.

Councilmember Heilman spoke in support of deferring the RFP until Council has determined a theme for the 20th Anniversary.

Mayor Pro Tempore Duran spoke in opposition to giving such explicit direction to artists.

ACTION: Continue the RFP until the September 15, 2003 City Council Meeting to incorporate the approved theme of the 20th Anniversary commemoration. Motion by Councilmember Heilman, seconded to Councilmember Land and carried on a ROLL CALL VOTE. Councilmember Guarriello and Mayor Pro Tempore Duran voted NO.

PUBLIC COMMENT:

6. LEGISLATIVE:

6.A. INTRODUCTION OF ORDINANCE REGARDING COMMISSIONS:

This Item was moved to Unfinished Business in conjunction with Item 4.C.

COUNCILMEMBER COMMENTS:

ADJOURNMENT: The City Council adjourned at 12:10 AM in memory of Sibyl Zaden's mother, the victims of a traffic accident which recently occurred in West Hollywood, Jay S. Aranow, father of Dr. Aaron Aranow and Edna Wilcox, mother of Sue Wilcox and Willa Mae Poston, sister of Maxine Waters, to their next regular meeting, which will be on Tuesday, September 2, 2003 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 2nd DAY OF SEPTEMBER, 2003.


JEFFREY PRANG, MAYOR

ATTEST:


THOMAS R. WEST, CITY CLERK